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Washington, Tuesday, October 13, 1953

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter 1—Civil Service Commission

PART 5—EXCEPTIONS FROM THE COMPETITIVE SERVICE

MISCELLANEOUS AMENDMENTS

Effective upon publication in the FEDERAL REGISTER, §§ 6.114 (b) and 6.154 are revoked. The headnote under § 6.308 (1) is changed from Executive Adjudication Division to Office of Legal Counsel. Section 6.304 (a) (2) is amended and §§ 6.314 (b) (1) and 6.354 (a) are added as set forth below.

§ 6.304 *Department of Defense*—(a) *Office of the Secretary.* * * *

(2) Two confidential assistants (private secretaries) to the Deputy Secretary of Defense and one confidential assistant (private secretary) to each of the following: The Assistant Secretary of Defense, Manpower and Personnel; the Assistant Secretary of Defense, International Security Affairs; the Chairman of the Joint Chiefs of Staff; the Chairman of the Research and Development Board; the Defense Liaison Officer to the White House; the Assistant Secretary of Defense, Legislative Affairs; the Assistant Secretary of Defense, Applications Engineering; the Assistant Secretary of Defense, Properties and Installations; the Assistant Secretary of Defense, Health and Medical; the Assistant Secretary of Defense, Supply and Logistics; the General Counsel; the U. S. Military Representative, NATO Standing Group; and the Assistant to the Secretary of Defense, Atomic Energy.

§ 6.314 *Executive Office of the President.* * * *

(b) *Council of Economic Advisers.* (1) One secretary to the Chairman and one to each Member.

§ 6.354 *Defense Transport Administration.* (a) One private secretary or confidential assistant to the Administrator.

(R. S. 1753, sec. 2, 22 Stat. 403; 5 U. S. C. 631, 633. E. O. 10440, March 31, 1953, 18 F. R. 1823)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] Wm. C. HULL,
Executive Assistant.

[F. R. Doc. 53-8705; Filed, Oct. 12, 1953; 8:50 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations

[1954 C. C. C. Wheat Bulletin A]

PART 601—GRAINS AND RELATED COMMODITIES

SUBPART—1954 WHEAT PRICE SUPPORT PROGRAM

Sec. 601.426 Administration.
601.427 Applicability of §§ 601.426 to 601.428.
601.428 Definitions.

AUTHORITY: §§ 601.426 to 601.428 issued under sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. Sup., 714b. Interpret or apply sec. 5, 62 Stat. 1072, sec. 401, 63 Stat. 1054; 15 U. S. C. Sup., 714c, 7 U. S. C. Sup. 1421.

§ 601.426 *Administration.* The program will be carried out under the general supervision and direction of the Executive Vice-President, Commodity Credit Corporation, by Production and Marketing Administration (hereinafter referred to as PMA) through State and county PMA committees.

§ 601.427 *Applicability of §§ 601.426 to 601.428.* §§ 601.426 to 601.428 shall govern the eligibility of producers and wheat under the 1954-Wheat Price Support Operations insofar as compliance with 1954 acreage allotments on wheat and other commodities is concerned.

§ 601.428 *Definitions.* As used in §§ 601.426 to 601.428, and in all instructions, forms and documents in connection therewith, the words and phrases defined in this section shall have the meanings herein assigned to them unless the context or subject matter otherwise requires.

(a) *Farm.* "Farm" means all adjacent or nearby farm or range land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm or range land which the county committee, in accordance with instructions issued by the Assistant Administrator for Production, PMA, determines is operated by the same person as part of the same unit in producing range live-

(Continued on next page)

CONTENTS

	Page
Agriculture Department	
See also Commodity Credit Corporation; Production and Marketing Administration.	
Notices:	
Disaster assistance; delineation and certification of counties contained in drought area of:	
Kansas.....	6513
New Mexico.....	6513
Virginia.....	6513
Alien Property Office	
Notices:	
Vested property, notice of intention to return: -	
Corpolongo in Martin, Adeline.....	6520
Dovi, Antonino et al.....	6520
Forster, Irene Johanna Hohne.....	6521
Civil Aeronautics Administration	
Proposed rule making:	
Weather reports for instrument approach, landing or take-off; operational use of.....	6509
Civil Service Commission	
Rules and regulations:	
Competitive service, exemptions from; miscellaneous amendments.....	6507
Commerce Department	
See Civil Aeronautics Administration; Federal Maritime Board.	
Commodity Credit Corporation	
Rules and regulations:	
Wheat price support program, 1954.....	6507
Defense Department	
See Selective Service System.	
Federal Communications Commission	
Notices:	
Hearings, etc..	
Frontier Broadcasting Co. (KFBC).....	6515
Head of the Lakes Broadcasting Co. and Red River Broadcasting Co., Inc.....	6515
Television, color, demonstration.....	6515
Proposed rule making:	
Television broadcast stations; table of assignments.....	6512



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CONTENTS—Continued

Federal Maritime Board	Page
Notices:	
Agreements filed for approval:	
A. P. Moller, Maersk Line	
and Waterman Steamship	
Corp.	6514
West Indian Co., Ltd., and	
Bull Insular Line, Inc.	6514
Federal Power Commission	
Notices:	
Hearings, etc..	
El Paso Natural Gas Co.	6516
Kansas Gas and Electric Co.	6516
Mountain States Power Co.	6516
Federal Trade Commission	
Proposed rule making:	
Radio and television industry	
notice of further hearing	6512

CONTENTS—Continued

Interior Department	Page
See Land Management Bureau; Reclamation Bureau.	
Interstate Commerce Commission	
Notices:	
Applications for relief:	
Drums, steel, from Birming-	
ham, Ala., to Oakdale, La.	6518
Rubber, crude, from Louisiana	
and Texas to Tulsa, Okla.	6518
Sulphuric acid from Baton	
Rouge, La., to Doctortown,	
Ga.	6519
Organization and assignment	
of work:	
Miscellaneous amendments	6519
Motor Carrier Board	6520
Saint Paul Union Depot Co., re-	
routing or diversion of traffic	6520
Rules and regulations:	
Motor Carrier Board, special	
rules of practice governing	
procedure of	6509
Justice Department	
See Alien Property Office.	
Labor Department	
See Public Contracts Division.	
Land Management Bureau	
Notices:	
Montana, opening of public	
lands	6512
Production and Marketing Administration	
Proposed rule making:	
Milk handling in Minneapolis-	
St. Paul, Minn., marketing	
area	6510
Public Contracts Division	
Notices:	
Employment of handicapped	
clients by sheltered work-	
shops; issuance of special cer-	
tificates	6514
Reclamation Bureau	
Notices:	
Mindoka Project, Idaho; revo-	
cation	6513
Securities and Exchange Commission	
Notices:	
Hearings, etc..	
Adolf Gobel, Inc.	6517
Arkansas Fuel Oil Corp.	6517
Arkansas Natural Gas Corp.	
et al.	6517
Columbia Gas System et al.	6516
Mississippi Power Co.	6518
Selective Service System	
Rules and regulations:	
Records, protection of	6509
Treasury Department	
Rules and regulations:	
Public moneys, special deposits	
under act of Congress; pledg-	
ing of acceptable collateral	
securities by special deposita-	
ries before receiving deposits	6509

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 5	Page
Chapter I:	
Part 6	6507
Title 6	
Chapter IV	
Part 601	6507
Title 7	
Chapter IX:	
Part 973 (proposed)	6510
Title 14	
Chapter I.	
Part 41 (proposed)	6509
Part 42 (proposed)	6509
Part 61 (proposed)	6509
Chapter II.	
Part 609 (proposed)	6509
Title 16	
Chapter I.	
Part 142 (proposed)	6512
Title 31	
Chapter II:	
Part 203	6509
Title 32	
Chapter XVI:	
Part 1606	6509
Title 47	
Chapter I.	
Part 3 (proposed)	6512
Title 49	
Chapter I:	
Part 1	6509

stock or with respect to the rotation of crops; and with workstock, farm machinery, and labor substantially separate from that for any other land; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated or, if there is no dwelling thereon, it shall be regarded as located in the county in which the major portion of the farm is located.

(b) *Farm acreage allotment.* Means that wheat acreage allotment established for the farm under Part 728-wheat, Subpart—Regulations Pertaining to Farm Acreage Allotment for the 1954 Crop as published in the FEDERAL REGISTER under date of June 3, 1953.

(c) *Wheat acreage.* (1) Wheat acreage means (1) the acreage seeded to wheat, excluding (a) any acreage seeded to a wheat mixture in wheat mixture counties approved by the Director, Grain Branch, PMA, and, (b) any acreage seeded in counties approved by the Director, Grain Branch, PMA, including drought counties approved by the President of the United States of America, for use as green manure, cover crop and

hay, and which does not reach maturity and (ii) the acreage of volunteer (self-seeded) wheat which reaches maturity.

(2) Acreage seeded to wheat will not be considered as an acreage of wheat for the farm to the extent that (i) it has been totally destroyed by any cause beyond the control of the producer and cannot be reseeded and (ii) an additional acreage of wheat subsequently seeded with prior approval of the county committee, or an acreage of volunteer wheat, with approval of the county committee, or both, is substituted for the destroyed acreage.

(d) *Eligible producer* (1) An eligible producer shall be any individual, partnership, association, corporation or other legal entity producing wheat in 1954 on a farm on which the 1954 wheat acreage and the 1954 acreage of all other commodities in which he has an interest subject to acreage allotments are not in excess of the respective acreage allotments for such commodities for the farm: *Provided, however*, That no such producer shall be eligible for price support on eligible wheat until he is entitled to receive a wheat marketing card for each farm on which he has an interest in the 1954 wheat crop, located in the same county as the farm on which the eligible wheat was produced.

(2) The producer's application for price support must be accompanied by a certification and agreement that no 1954 acreage allotment for any commodity in which he has an interest which has been or shall be established for the farm on which the wheat tendered for price support was produced, has been or will be exceeded. Under the loan or purchase agreement, the producer's right to deliver the commodity to CCC and receive settlement at the support rate will be conditioned upon his furnishing, on or before the program maturity date, a certification that none of such allotments has been exceeded.

(e) *Eligible wheat*. No wheat other than wheat which is produced by an eligible producer in 1954 on a farm on which the wheat acreage is within the farm acreage allotment shall be eligible for price support.

Done at Washington, D. C., this 7th day of October 1953.

[SEAL] JOHN H. DAVIS,
Assistant Secretary of Agriculture.

[F. R. Doc. 53-8694; Filed, Oct. 12, 1953; 8:48 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

PART 203—SPECIAL DEPOSITS OF PUBLIC MONIES UNDER THE ACT OF CONGRESS APPROVED SEPTEMBER 24, 1917, AS AMENDED

SPECIAL DEPOSITORIES MUST PLEDGE COLLATERAL SECURITY BEFORE RECEIVING DEPOSITS; ACCEPTABLE SECURITIES

Part 203, Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations of the United States of America (appearing also as Treasury Department Circular No. 92 (Revised) dated November 10, 1949, as amended) is hereby amended by adding immediately after paragraph (k) of § 203.7 the following new paragraph:

(l) *Certificates of Interest of Commodity Credit Corporation*. Certificates of Interest issued by the Commodity Credit Corporation; not to exceed principal amount (face amount less payments made thereon)

(Sec. 3, 40 Stat. 291, as amended; 31 U. S. C. 771)

[SEAL] G. M. HUMPHREY,
Secretary of the Treasury.
OCTOBER 12, 1953.

[F. R. Doc. 53-8732; Filed, Oct. 12, 1953; 8:57 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XVI—Selective Service System

[Amdt. 47]

PART 1606—GENERAL ADMINISTRATION: PROTECTION OF RECORDS

Section 1606.22 of the Selective Service regulations is hereby amended to read as follows:

§ 1606.22 *Protection of records*. Selective service offices shall take all possible care to keep records from being lost or destroyed. Under no circumstances shall a record be entrusted to any person not authorized to have it in his custody. When the person charged with the custody of a record transmits or delivers it to another, he shall place a notation showing the person or agency to which it is transmitted or delivered

in his files in the place from which the record was withdrawn. When cover sheets of registrants are transmitted by mail, they shall be sent by registered mail and strict accounting shall be maintained of the dispatch and receipt thereof.

(Sec. 10, 62 Stat. 618, as amended; 50 U. S. C. App. 460; E. O. 9379, July 20, 1943, 13 F. R. 4177; 3 CFR, 1943 Supp.)

The foregoing amendment to the Selective Service regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

[SEAL] LEWIS B. HERSHEY,
Director of Selective Service.

OCTOBER 8, 1953.

[F. R. Doc. 53-8633; Filed, Oct. 12, 1953; 8:49 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

PART 1—GENERAL RULES OF PRACTICE

OCTOBER 8, 1953.

The Commission has adopted the following special rules governing procedure before the Motor Carrier Board:

§ 1.225 *Special Rules of Practice Governing the Procedure of the Motor Carrier Board Effective November 16, 1953*. (a) The proceedings of the Motor Carrier Board shall be informal. No transcription of such proceedings will be made. Subpoenas will not be issued and, except when applications or petitions are required to be attested, oaths will not be administered.

(b) Petitions for reconsideration of the action of the Motor Carrier Board may be filed by any interested party with the Commission for the attention of the designated appellate division within 30 days following service of notice of such action. In all other respects, such petitions and the answers thereto will be governed by the Commission's general rules of practice.

(Secs. 12, 17, 24 Stat. 383, as amended, 385, as amended, 49 Stat. 546, as amended, 548, as amended, sec. 201, 54 Stat. 933, sec. 1, 56 Stat. 285; 49 U. S. C. 12, 17, 304, 305, 904, 1003)

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-8687; Filed, Oct. 12, 1953; 8:51 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF COMMERCE

Civil Aeronautics Administration

[14 CFR Parts 41, 42, 61, 609]

OPERATIONAL USE OF WEATHER REPORTS FOR INSTRUMENT APPROACH, LANDING, OR TAKE-OFF

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given that, pursuant to authority delegated in §§ 41.96 and

41.119, 42.55 and 42.56, and 61.199 and 61.273 of this title, the Administrator of Civil Aeronautics contemplates adopting the following rules to supplement Parts 41, 42, 61, and 609 of this title. These rules prescribe the operational use of hourly sequence weather reports, including end-of-runway weather reports, in executing an instrument approach, landing, or take-off. All interested persons who desire to submit written data, views, or arguments for consideration by the

Administrator in connection with the proposed rules shall send them to the Civil Aeronautics Administration, Office of Aviation Safety, Washington 25, D. C., within 30 days after publication of this notice in the FEDERAL REGISTER. The rules which the Administrator proposes to adopt would read:

Whenever the latest U. S. Weather Bureau weather report contains a visibility value specified as a runway visibil-

ity for a particular runway of an airport, such visibility shall be used for straight-in instrument approach and landing or take-off for that runway only. The terminal visibility as reported in the main body of the hourly or special sequence weather report shall be used for instrument approach and landing or take-off for all other runways.

The ceiling value reported in the main body of the hourly or special sequence weather report shall constitute the ceiling for both circling and straight-in instrument approach and landing or take-off for all runways.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

[SEAL] F. B. LEE,
Administrator of Civil Aeronautics.

[F. R. Doc. 53-8676; Filed, Oct. 12, 1953;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR Part 973]

[Docket No. AO-178-A4]

MILK IN MINNEAPOLIS-ST. PAUL,
MINNESOTA MARKETING AREA

NOTICE OF HEARING ON PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER, AS AMENDED, REGULATING HANDLING

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 801 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900) notice is hereby given of a public hearing to be held in Room 430 (Court Room No. 3) Federal Courts Building, 6th and Market Streets, St. Paul 2, Minnesota, beginning at 10:00 a. m., c. s. t., October 21, 1953, for the purpose of receiving evidence with respect to proposed amendments hereinafter set forth or appropriate modifications thereof, to the tentative marketing agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area. These proposed amendments have not received the approval of the Secretary of Agriculture.

Amendments to the order (No. 73) as amended, for the Minneapolis-St. Paul, Minnesota, marketing area were proposed as follows:

Proposed by the Twin City Milk Producers Association:

1. Delete § 973.5 and insert in lieu thereof the following:

§ 973.5 *Fluid milk plant*. "Fluid milk plant" means a milk plant (a) where milk is processed or packaged and from which Class I milk, as defined in § 973.41 (a) is disposed of to retail or wholesale outlets (including plant stores) in the marketing area or (b) from which skim milk or butterfat is transferred or diverted to a plant described in paragraph

(a) of this section: *Provided*, That any such transferring plant shall not be included in this definition during any month in which there is shipped from such plant only Class II, as defined in § 973.41 (b) or during any of the months in which there is shipped from it skim milk or butterfat on less than 4 days or solely during the months of August, September, October, and November. Any such plant shall continue to be a fluid milk plant during any delivery period in which skim milk or butterfat is transferred as Class I milk from such plant to another fluid milk plant until August 1 of the year following that in which such transfer was last made.

2. Delete §§ 973.8, 973.9, and 973.10 and insert in lieu thereof the following:

§ 973.8 *Producer* "Producer" means any person, other than a producer-handler, who produces milk which is shipped directly to a fluid milk plant.

§ 973.9 *Handler* "Handler" means any person in his capacity as the operator of a fluid milk plant, but this definition shall not include a governmental institution which disposes of Class I milk solely for use on its own premises or to its own facilities.

§ 973.10 *Producer-handler* "Producer-handler" means any person who is both a producer and a handler and who receives no milk directly from the farms of other producers or more than 50,000 pounds of milk (3.5 percent equivalent) in bulk in a reporting period from other handlers who are cooperative associations of producers: *Provided*, That the maintenance, care, and management of the dairy animals and other resources necessary to produce the milk and the processing, packaging, and distribution of the milk are the personal enterprise and personal risk of such person.

3. Add as §§ 973.14 and 973.15 the following:

§ 973.14 *Producer milk*. "Producer milk" means any skim milk and butterfat contained in milk received at a fluid milk plant directly from farms of producers.

§ 973.15 *Other source milk*. "Other source milk" means all skim milk and butterfat received at a fluid milk plant other than that skim milk and butterfat contained in producer milk or received from other handlers.

4. Delete § 973.32 and insert in lieu thereof the following:

§ 973.32 *Reports as to producers and cooperative associations of producers*. Each handler shall, on or before the 25th day of each delivery period, submit to the market administrator such handler's producer payroll for the preceding delivery period which shall show for each producer and each cooperative association of producers: (a) the total pounds of milk delivered with the average butterfat test thereof, and (b) the net amount of such handler's payments to each producer or to each cooperative association of producers together with the prices, deductions, and charges involved.

5. Delete § 973.41 and insert in lieu thereof the following:

§ 973.41 *Classes of utilization*. Subject to the conditions set forth in §§ 973.42 and 973.43, the classes of utilization shall be as follows:

(a) Class I milk shall be all skim milk and butterfat disposed of for consumption in the form of milk, skim milk (including reconstituted skim milk), concentrated milk, buttermilk, flavored milk drinks (except flavored milk drinks in hermetically sealed containers), cream (sweet or sour including a mixture of cream and milk or skim milk containing less butterfat than the legal standard for cream) and all skim milk and butterfat not specifically accounted for pursuant to paragraph (b) of this section.

(b) Class II milk shall be all skim milk and butterfat stored for more than 30 days as frozen cream, or disposed of as animal feed, and all skim milk and butterfat used to produce a milk product other than those specified in paragraph (a) of this section.

6. Delete § 973.43 and insert in lieu thereof the following:

§ 973.43 *Transfers*. Skim milk or butterfat disposed of in fluid form as milk, cream, or skim by a handler by transfer or diversion shall be classified:

(a) As Class I milk if transferred or diverted to another handler (except a producer-handler) unless utilization in Class II is mutually indicated in writing to the market administrator by both handlers on or before the 8th day after the end of the delivery period within which such transfer or diversion occurred, but in no event shall the amount classified in either class exceed the total use in such class by the transferee handler: *Provided*, That if either or both handlers have received other source skim milk or butterfat, the skim milk or butterfat transferred or diverted from a fluid milk plant shall be classified at both plants so as to return the highest class utilization to milk of producers.

(b) As Class I milk if transferred in the form of milk, skim milk, or cream to a producer-handler.

(c) As Class I milk if transferred or diverted in the form of milk, skim milk, or cream to a nonfluid milk plant located less than 100 miles from the marketing area unless (1) the handler claims other classification on the basis of utilization mutually indicated in writing to the market administrator by both the handler and the person who received such milk, on or before the 8th day after the end of the delivery period within which such transfer or diversion occurred, (2) the nonfluid milk plant maintains records showing the receipt and utilization of all skim milk and butterfat at such plant which are made available to the market administrator for purpose of verification, and (3) such nonfluid milk plant had actually used not less than an equivalent amount of skim milk and butterfat in the use indicated in such statement: *Provided*, That if verification of such records discloses that an equivalent amount of skim milk and butterfat had not been used in such

indicated utilization, the remaining pounds shall be classified in the remaining class.

(d) As Class I milk if transferred or diverted in the form of milk or skim milk and as Class II if transferred or diverted in the form of bulk cream to a purchaser whose plant is located more than 100 miles from the marketing area.

(e) Other source milk caused by a cooperative association to be delivered from the plant of a person not a handler to the plant of a handler other than such cooperative association shall be considered as a transfer from the cooperative association to the handler, and shall be classified accordingly pursuant to paragraphs (a) and (b) of this section and § 973.45 (a) (1) if the cooperative association and the handler operating the plant to which such other source milk was caused by the cooperative association to be delivered both so indicate in their reports filed pursuant to § 973.30.

7. Amend § 973.50 (a) by adding thereto the following: "Provided, That in any delivery period in which the 'supply and demand ratio' computed pursuant to § 941.51 of Order No. 41 as amended, regulating the handling of milk in the Chicago, Illinois, marketing area affects the Class I price computed pursuant to § 941.52 (a) of such order by more than 6 cents, the price computed pursuant to this paragraph shall be adjusted by a like amount."

Or as an alternative delete § 973.50 (a) and insert in lieu thereof the following:

(a) *For Class I Milk.* The price shall be the basic price determined pursuant to § 973.51 for the preceding delivery period, plus 18 percent for the months of January, February, March and April; plus 30 percent for the months of July and November; plus 34 percent for the months of August, September, and October; plus 23 percent for the month of December; and plus 15 percent for all remaining months; provided that in no period shall the amount added to the base price be less than 50 cents per hundredweight, nor more than \$1.20 per hundredweight.

Delete § 973.50 (b) and insert in lieu thereof the following:

(b) *For Class II Milk.* The price shall be that determined by the Market Administrator as follows: (1) Multiply by 4.24 the average wholesale price per pound of 93 score butter at New York as reported by the Department of Agriculture for the delivery period in which such milk was received; (2) multiply by 8.2 the average price of spray process nonfat dry milk solids for human consumption, in carlots f. o. b. manufacturing plants, as published for the Chicago area by the U. S. Department of Agriculture, for the period from the 26th day of the immediately preceding delivery period, through the 25th day of the current delivery period; (3) add into one sum the amounts obtained in subparagraphs (1) and (2) of this paragraph, and (4) subtract 75.2 cents therefrom.

9. Amend § 973.51 to read as follows:

§ 973.51 *Basic prices.* The basic price to be used in determining the price per hundredweight of Class I milk shall be the price of Class II milk computed pursuant to § 973.50 (b) or that derived from either of the formulas set forth in paragraphs (a) and (b) of this section, whichever is the highest: *Provided,* That for the first delivery period following any amendment of this section, the basic formula price shall be computed pursuant to the provisions of this section as in effect prior to such amendment.

10. Delete § 973.52 and insert in lieu thereof the following:

§ 973.52 *Location differential to handlers.* With respect to producer milk purchased or received at a handler's plant and which is disposed of as Class I milk, and with respect to producer milk received at a fluid milk plant, and which milk is moved in bulk from such plant to a handler's plant and classified as Class I milk, the price per hundredweight computed pursuant to § 973.50, shall be reduced in the computation of the handler's pool value the following amount per hundredweight thereof, applicable to the location of such plant by the shortest airline distance from the Minnesota Transfer Viaduct over University Avenue in St. Paul, such distance to be computed by the Market Administrator:

	Cents
0 to 15 miles.....	0
15 to 20 miles.....	8
20 to 30 miles.....	10
30 to 40 miles.....	12
40 to 50 miles.....	14
50 miles or over.....	14

¹ Plus 1 cent for each 10 miles or fraction thereof.

11. Delete § 973.82 and insert in lieu thereof the following:

§ 973.82 *Location differential to producers.* In making payment pursuant to § 973.80 (a) for milk received from producers at a handler's plant, each handler shall deduct from the uniform price payable to such producers the following amount per hundredweight applicable to the location of such plant by the shortest airline distance from the Minnesota Transfer Viaduct over University Avenue in St. Paul, such distance to be computed by the Market Administrator:

	Cents
0 to 15 miles.....	0
15 to 20 miles.....	8
20 to 30 miles.....	10
30 to 40 miles.....	12
40 to 50 miles.....	14
50 miles or over.....	14

¹ Plus 1 cent for each 10 miles or fraction thereof.

Proposed by Cloverleaf Creameries; Ewald Bros. Sanitary Dairy; Norris Creameries, Inc., Northland Milk and Ice Cream Co., Franklin Coop. Creamery Assn., Ohlsen Bros. Dairy; Purity Dairy; Minnesota Milk Company; Superior Dairies, Inc., St. Paul Milk Company; City Dairy; Sanitary Farm Dairy, Inc., and Consumer Milk Company.

12. Delete § 973.9 and insert thereunder:

§ 973.9 *Handler.* "Handler" means any person in his capacity as the operator of fluid milk plant, processors, associations of producers and others engaged in the handling of skim milk or butterfat disposed of as Class I milk at wholesale or retail in the Minneapolis-St. Paul Marketing Area; excepting, however, persons acquiring milk from other handlers other than producers or cooperative associations of producers.

13. Add the following sections:

§ 973.18 *Grade A milk.* "Grade A milk" means milk in fluid form which is qualified by appropriate health authorities of the principal municipalities in the marketing area to be disposed of for fluid consumption under a Grade A label.

§ 973.19 *Grade B milk.* "Grade B milk" means milk other than Grade A milk.

14. Amend § 973.45 (a) to read as follows:

(a) Skim milk shall be allocated in the following manner: (1) subtract from the pounds of skim milk in Class II the pounds of all Grade B skim milk received from other sources: *Provided,* That if the receipts of Grade B skim milk from other sources are greater than the pounds of skim milk remaining in Class II, an amount equal to the difference shall be subtracted from the pounds of skim milk in Class I; (2) subtract from the remaining pounds of skim milk in each class, respectively, the pounds of skim milk received from other handlers in accordance with its classification as determined pursuant to § 973.43 (a); (3) if the total pounds of skim milk remaining in both classes exceed the pounds of skim milk received in producer milk, an amount equal to the difference shall be subtracted from Class II. *Provided,* That if the remaining pounds of skim milk in Class II are less than the amount to be subtracted, an amount equal to the difference shall be subtracted from Class I.

15. Add a new paragraph to § 973.50 (a)

With respect to skim milk and butterfat purchased by a handler from producers or a cooperative association of producers which has been processed and placed in bottles, cartons, or cans ready for sale to or use by consumers as Class I milk, the price computed under this subsection shall be increased by a production differential fixed by the Market Administration fixed as nearly as may be to represent the cost of processing, packaging and distribution services performed by such producers or association of producers.

16. Delete § 973.90 and insert in place thereof:

§ 973.90 *Expense of administration.* As his prorata share of the expense of administration of this part, each handler, with respect to milk received from producers not subject to another Fed-

PROPOSED RULE MAKING

eral Marketing Order (but including handler's own farm production) during the delivery period, shall pay to the market administrator on or before the 18th day after the end of such delivery period, 1½ cents per hundredweight or such lesser amount as the Secretary from time to time may prescribe.

Proposed by the Dairy Branch, Production and Marketing Administration:

17. Make such other changes as may be necessitated by adoption of any of the above proposed amendments.

Copies of this notice of hearing may be procured from the Market Administrator, 100 North Seventh Street, Minneapolis 3, Minnesota, or from the Hearing Clerk, Room 1353, South Building, United States Department of Agriculture, Washington 25, D. C., or may be there inspected.

Dated: October 7, 1953, at Washington, D. C.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator

[F. R. Doc. 53-8695; Filed, Oct. 12, 1953;
8:48 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 3]

[Docket No. 10713]

TELEVISION BROADCAST STATIONS TABLE OF ASSIGNMENTS

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The Commission has before it for consideration a petition filed by the Hearst Corporation, Milwaukee, Wisconsin, on September 30, 1953, and now made part of this docket, requesting an amendment of § 3.606 *Table of assignments* rules governing television broadcast stations as follows:

City	Channel No.	
	Present	Proposed
Marquette, Mich.....	5+, 17	6-, 17
Green Bay, Wis.....	2+, 6	2+, 6+
Whitefish Bay, Wis.....	None	6

3. In support of the requested amendment, petitioner urges that the amendment would provide an additional VHF service to the State of Wisconsin and the Milwaukee Metropolitan area without depriving any other community of service; that it represents more efficient use of the television channels in that it makes available three VHF services where the present table of assignments makes available only two; and that it meets the requirements of the Commission's rules.

4. Authority for the adoption of the proposed amendments is contained in sections 4 (i) 301, 303 (c) (d) (f) and (r) and 307 (b) of the Communications Act of 1934, as amended.

5. Any interested party who is of the opinion that the amendment proposed by petitioner should not be adopted or should not be adopted in the form set forth herein may file with the Commission on or before November 9, 1953 a written statement or brief setting forth his comments. Comments in support of the proposed amendment may also be filed on or before the same date. Comments or briefs in reply to the original comments may be filed within 10 days from the last day for filing said original comments or briefs. The Commission will consider all such comments that are submitted before taking action in this matter, and if any comments appear to warrant the holding of a hearing or oral argument, notice of the time and place of such hearing or oral argument will be given.

6. In accordance with the provisions of § 1.764 of the Commission's rules and

regulations, an original and 14 copies of all statements, briefs, or comments shall be furnished the Commission.

Adopted: October 7, 1953.

Released: October 8, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-8704; Filed, Oct. 12, 1953;
8:50 a. m.]

FEDERAL TRADE COMMISSION

[16 CFR Part 142]

[File No. 21-431]

RADIO AND TELEVISION INDUSTRY

NOTICE OF FURTHER HEARING ON PROPOSED RULES

In the matter of Trade Practice Conference proceedings for the Radio and Television Industry

A public hearing on the proposed trade practice rules for the Radio and Television Industry was held on October 8th. An adjourned session of such hearing will be held in Room 332 of the Federal Trade Commission Building, Washington, on December 7, 1953, commencing at 10 a. m. This further hearing is being held at the request of industry representatives and will afford industry members and other interested parties, including consumers, additional opportunity to present their views and suggestions respecting the proposed rules as released by the Commission on September 10th last.

Issued: October 9, 1953.

[SEAL] ALEX. AKERMAN, Jr.,
Secretary.

[F. R. Doc. 53-8738; Filed, Oct. 12, 1953;
8:51 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 65513]

MONTANA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

OCTOBER 7, 1953.

By decree dated October 14, 1952, of the District Court of the United States in and for the District of Montana, Great Falls Division, Civil No. 338, Patent No. 1107694 of April 10, 1940, was vacated, cancelled, set aside and annulled, and the title to the following-described public land embraced in that patent was restored to and quieted in the United States:

PRINCIPAL MERIDIAN

T. 33 N., R. 3 W.,
Sec. 13, W½SW¼,
Sec. 14, E½SE¼,
Sec. 23, NE¼, NE¼NW¼, N½SE¼, SE¼
SE¼,
Sec. 26, NE¼NE¼,
Sec. 27, NE¼NE¼.

The area described aggregates 560 acres.

The lands are primarily suitable for grazing.

No applications for these lands may be allowed under the homestead, small tract, desert-land, or any other non-mineral public-land laws, unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a) as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27,

1944, 58 Stat. 747 (43 U. S. C. 279-284) as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m., on the 126th day after the date of this order, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claim. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office at Billings, Montana, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Billings, Montana.

WILLIAM ZIMMERMAN, Jr.,
Acting Director

[F. R. Doc. 53-8678; Filed, Oct. 12, 1953;
8:45 a. m.]

Bureau of Reclamation

MINIDOKA PROJECT, IDAHO

ORDER OF REVOCATION

DECEMBER 3, 1952.

Pursuant to the authority delegated by Departmental Order No. 2515 of April 7, 1949 (14 F. R. 1937), I hereby revoke Departmental Order of September 29, 1919, insofar as said order affects the following described land; provided, however, that such revocation shall not affect the withdrawal of any other lands by said order or affect any other orders withdrawing or reserving the land hereinafter described:

BOISE MERIDIAN, IDAHO

T. 7 S., R. 25 E.,
Sec. 20, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

The above area aggregates 40 acres.

G. W. LINNEWEAVER,
Assistant Commissioner.

OCTOBER 7, 1953.

I concur. The records of the Bureau of Land Management will be noted accordingly.

No applications for these lands may be allowed under the homestead, small tract, desert land, or any other non-mineral public-land law, unless the lands have already been classified as valuable or suitable for the type of use contemplated by such application or shall be so classified upon the consideration of an application.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall become subject to application, petition, location and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of applicable laws, and the 91-day preference-right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Information showing the periods during which and the conditions under which veterans and others may file applications for the lands may be obtained on request from the Manager of the Land and Survey Office at Boise, Idaho.

WILLIAM ZIMMERMAN, Jr.,
Associate Director,
Bureau of Land Management.

[F. R. Doc. 53-8679; Filed, Oct. 12, 1953;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

KANSAS

DISASTER ASSISTANCE; DELINEATION AND CERTIFICATION OF COUNTIES CONTAINED IN DROUGHT AREA

Pursuant to the authority delegated to me by the Administrator of the Federal Civilian Defense Administration (18 F. R. 4609) and for the purposes of section 2 (d) of Public Law 38, 81st Con-

gress, as amended by Public Law 115, 83d Congress, the following additional counties are determined to be in the area affected by the major disaster occasioned by drought determined by the President on July 1, 1953, pursuant to Public Law 875, 81st Congress:

KANSAS

Allen.	Labette.
Anderson.	Leavenworth.
Atchison.	Lyon.
Brown.	Montgomery.
Chase.	Nemaha.
Douglas.	Neosho.
Doniphan.	Osage.
Ellis.	Republic.
Franklin.	Shawnee.
Jackson.	Smith.
Jefferson.	Wilson.
Jewell.	

Done as of the 17th day of September 1953.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-8690; Filed, Oct. 12, 1953;
8:47 a. m.]

NEW MEXICO

DISASTER ASSISTANCE; DELINEATION AND CERTIFICATION OF COUNTIES CONTAINED IN DROUGHT AREA

Pursuant to the authority delegated to me by the Administrator of the Federal Civilian Defense Administration (18 F. R. 4609) and for the purposes of section 2 (d) of Public Law 38, 81st Congress, as amended by Public Law 115, 83d Congress, the following additional counties are determined to be in the area affected by the major disaster occasioned by drought determined by the President on July 1, 1953, pursuant to Public Law 875, 81st Congress.

NEW MEXICO

Dona Ana.	Luna.
Grant.	Sierra.
Hidalgo.	

Done this 7th day of October 1953.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-8691; Filed, Oct. 12, 1953;
8:48 a. m.]

VIRGINIA

DISASTER ASSISTANCE; DELINEATION AND CERTIFICATION OF COUNTIES CONTAINED IN DROUGHT AREA

Pursuant to the authority delegated to me by the Administrator of the Federal Civilian Defense Administration (18 F. R. 4609) and for the purposes of section 2 (d) of Public Law 38, 81st Congress, as amended by Public Law 115, 83d Congress, the following counties are determined to be in the area affected by the major disaster occasioned by drought determined by the President on September 26, 1953, pursuant to Public Law 875, 81st Congress:

VIRGINIA

Albemarle.	Halifax.
Amelia.	Hanover.
Amherst.	Henrico.
Appomattox.	Henry.
Bedford.	Louisa.
Brunswick.	Lunenburg.
Buckingham.	Madison.
Campbell.	Mecklenburg.
Chesterfield.	Nottoway.
Craig.	Orange.
Culpeper.	Page.
Cumberland.	Pittsylvania.
Dinwiddie.	Powhatan.
Fluvanna.	Rappahannock.
Franklin.	Roanoke.
Frederick.	Spotsylvania.
Goochland.	Sussex.
Greene.	Warren.
Greensville.	

Done this 7th day of October 1953.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 53-8692; Filed, Oct. 12, 1953;
8:48 a. m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board

A. P. MOLLER, MAERSK LINE AND WATER-
MAN STEAMSHIP CORP.

NOTICE OF AGREEMENT FILED WITH THE
BOARD FOR APPROVAL

Notice is hereby given that the following described agreement has been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, as amended; 39 Stat. 733, 46 U. S. C. section 814.

Agreement No. 7905 between the carriers comprising A. P. Moller-Maersk Line joint service and Waterman Steamship Corporation covers the transportation of cargo under through bills of lading from specified areas in the Far East to Puerto Rico, with transshipment at designated U. S. Pacific Coast ports.

Interested parties may inspect this agreement and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to this agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: October 8, 1953.

By order of the Federal Maritime Board.

[SEAL] A. J. WILLIAMS,
Secretary.

[F. R. Doc. 53-8708; Filed, Oct. 12, 1953;
8:51 a. m.]

WEST INDIAN CO., LTD., AND BULL INSULAR
LINE, INC.

NOTICE OF AGREEMENT FILED WITH THE
BOARD FOR APPROVAL

Notice is hereby given that the following described agreement has been filed with the Board for approval pursuant to section 15 of the Shipping Act,

1916, as amended; 39 Stat. 733, 46 U. S. C. section 814.

Agreement No. 7923, between The West Indian Company, Limited and Bull Insular Line, Inc., covers the transportation of cargo between the ports of Charlotte Amalie, and Christiansted, V. I., and U. S. Atlantic ports of the Bull Insular Line, Inc., with transshipment at San Juan, Puerto Rico.

Interested parties may inspect this agreement and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to this agreement and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: October 8, 1953.

By order of the Federal Maritime Board.

[SEAL] A. J. WILLIAMS,
Secretary.

[F. R. Doc. 53-8709; Filed, Oct. 12, 1953;
8:51 a. m.]

DEPARTMENT OF LABOR

Wage and Hour and Public Contracts Divisions

EMPLOYMENT OF HANDICAPPED CLIENTS BY
SHELTERED WORKSHOPS

ISSUANCE OF SPECIAL CERTIFICATES

Notice is hereby given that special certificates authorizing the employment of handicapped clients at hourly wage rates lower than the minimum wage rates applicable under section 6 of the Fair Labor Standards Act of 1938, as amended, and section 1 (b) of the Walsh-Healey Public Contracts Act, as amended, have been issued to the sheltered workshops hereinafter mentioned, under section 14, of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1068; 29 U. S. C. 214, as amended, 63 Stat. 910), and Part 525 of the regulations issued thereunder, as amended (29 CFR Part 525) and under sections 4 and 6 of the Walsh-Healey Public Contracts Act (secs. 4, 6, 49 Stat. 2038; 41 U. S. C. 38, 40) and Article 1102 of the regulations issued pursuant thereto (41 CFR 201.1102)

The names and addresses of the sheltered workshops, wage rates and the effective and expiration dates of the certificates are set forth below. In each case, the wage rates are established at rates not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or at wage rates stipulated in the certificate, whichever is higher.

The New Haven Goodwill Industries, Inc., 238 State Street, New Haven, Conn., at a rate of not less than 25 cents per hour for a training period of 40 hours and 40 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

The Morgan Memorial Co-operative Industries & Stores, Inc., 89 Shawmut Avenue, Boston 16, Mass., at a rate of not less than 40 cents per hour for a training period of 40 hours and 45 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

Springfield Goodwill Industries, Inc., 139 Lyman Street, Springfield, Mass., at a rate of not less than 25 cents per hour for a training period of 40 hours and 50 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

Queensboro Tuberculosis and Health Association, Inc., 139-42 Hillside Avenue, Jamaica, N. Y., at a rate of not less than 50 cents per hour. Certificate is effective May 1, 1953, and expires April 30, 1954.

Goodwill Industries of Cleveland, 2416 East Ninth Street, Cleveland 15, Ohio; at a rate of not less than 15 cents per hour for a training period of 120 hours in the contract and General Department and 20 cents thereafter and at a rate of not less than 15 cents per hour for a training period of 40 hours in the Transportation Department and 50 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

The Goodwill Union Mission & Industries, Inc., 713 East Tuscarawas, Canton 2, Ohio; at a rate of not less than 43 cents per hour for a training period of 40 hours and 55 cents thereafter. Certificate is effective August 21, 1953, and expires July 31, 1954.

Harris County Association for the Blind, 1019 Dowling Street, Houston, Tex., at a rate of not less than 30 cents per hour for a training period of 160 hours and 40 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

Harris County Association for the Blind, 1658 Westheimer, Houston, Tex., at a rate of not less than 30 cents per hour for a training period of 160 hours and 40 cents thereafter. Certificate is effective September 1, 1953, and expires August 31, 1954.

Los Angeles Center California Industries for the Blind, 840 Santee Street, Los Angeles, Calif., at a rate of not less than 15 cents per hour for a training period of 320 hours and 40 cents thereafter. Certificate is effective August 25, 1953, and expires August 15, 1954.

Volunteers of America of Los Angeles, 333 South Los Angeles Street, Los Angeles, Calif., at a rate of not less than 40 cents per hour for a training period of 80 hours and 56 cents thereafter. Certificate is effective September 5, 1953, and expires August 31, 1954.

Rehabilitation Manucrefters, Inc., 245 Mission Street, San Francisco, Calif., at a rate of not less than 10 cents per hour for a training period of 320 hours in the General Shop and 25 cents thereafter and at a rate of not less than 1 cent per hour for a training period of 320 hours in the Cerebral Palsy Shop and 3 cents thereafter. Certificate is effective October 1, 1953, and expires September 30, 1954.

The employment of handicapped clients in the above-mentioned sheltered

workshops under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 525 of the regulations, as amended. These certificates have been issued on the applicants' representations that they are sheltered workshops as defined in the regulations and that special services are provided their handicapped clients. A sheltered workshop is defined as, "A charitable organization or institution conducted not for profit, but for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, and to provide such individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature."

These certificates may be cancelled in the manner provided by the regulations, as amended. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D. C., this 2d day of October 1953.

JACOB I. BELLOW,
Assistant Chief of Field Operations.

[F. R. Doc. 53-8635; Filed, Oct. 9, 1953;
8:45 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 10289, 10290]

HEAD OF THE LAKES BROADCASTING CO. AND
RED RIVER BROADCASTING CO., INC.

ORDER SCHEDULING HEARING

In re applications of Head of the Lakes Broadcasting Co., Superior, Wisconsin, Docket No. 10289, File No. BPCT-621, Red River Broadcasting Co., Inc., Duluth, Minnesota, Docket No. 10290, File No. BPCT-903; for television construction permits (Channel 3)

There being under consideration (1) the Examiner's order of May 8, 1953, herein, continuing the then scheduled Channel 3 hearing without date, "subject to being rescheduled upon 10 days' notice after action by the Commission on (Head of the Lakes Broadcasting Company's) petition for leave to amend"; (2) the Commission's memorandum opinion and order released August 13, 1953, in which the Commission, *inter alia*, denied Head of the Lakes' petition for leave to amend its application to specify Channel 6 and that its amended application be designated for hearing in consolidation with a pending application for Channel 6 in Superior; (3) a motion filed on September 14, 1953, by Head of the Lakes Broadcasting Company for continuance of the hearing "without date to a time subsequent to action by the Commission on the 'Petition for Reconsideration (of the August 13 memorandum opinion and order) or, Alternatively, for Consolidation of Application' and the rule-making proceedings in Docket No. 10671" (Docket No. 10671 is concerned

with Head of the Lakes' request to assign Channel 12 to Duluth-Superior in place of Channel 32 now assigned there; (4) an opposition to the motion, filed on September 16, 1953, by Red River Broadcasting Co., Inc., (5) a reply to the opposition, filed on September 24, 1953, by Head of the Lakes; and (6) a conference attended by counsel for Head of the Lakes and Red River, and by the Examiner on September 8, 1953;

It appearing, that Head of the Lakes contends that action in its favor upon the petition for reconsideration "would change the entire nature of hearing and make such hearing a useless proceeding," and that if the Commission grants its request to allocate Channel 12 to Duluth-Superior, need for the present hearing will be obviated as "Head of the Lakes in filing the request for institution of rule-making proceedings to allocate Channel 12 to Duluth-Superior implicitly assumed that it would be permitted to amend its present application so as to specify Channel 12 and hereby asserts that it plans to file such an amendment, thereby making it clear that a postponement is advisable to avoid an unnecessary hearing on Channel 3" while Red River contends that neither the pendency of the petition for reconsideration nor of the rule-making proceeding is ground for further delay, and that it is entitled to the immediate setting of a hearing date as contemplated by the Examiner's order of May 8, 1953; and

It further appearing, that the possibility that need for the Channel 3 competitive hearing may be obviated does not outweigh Red River's right to the immediate scheduling of a hearing on the applications in their present posture;

It is ordered, This 29th day of September 1953, that the motion for continuance, filed on September 14, 1953, by Head of the Lakes Broadcasting Company, is denied; and that the Channel 3 hearing is scheduled for October 26, 1953, beginning at 10:00 a. m., in the offices of the Commission at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,
Wm. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-8680; Filed, Oct. 12, 1953;
8:46 a. m.]

[Docket No. 10480]

FRONTIER BROADCASTING Co. (KFBC)

ORDER CONTINUING HEARING

In re application of Frontier Broadcasting Company (KFBC) Cheyenne, Wyoming, Docket No. 10480, File No. BMP-5864, for modification of construction permit.

The Commission having under consideration the order of September 28, 1953, assigning the undersigned Hearing Examiner to preside at the hearing scheduled herein for November 16, 1953;

It appearing, that the hearing examiner has another proceeding previously scheduled for hearing on the same date

and that the orderly processes of administration would be served by continuing the hearing in this proceeding;

It is ordered, This 6th day of October 1953, that the hearing now scheduled herein for November 16, 1953, is continued until 10:00 a. m., Tuesday, November 17, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,
Wm. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-8681; Filed, Oct. 12, 1953;
8:46 a. m.]

[Docket No. 10637]

NOTICE OF COLOR TELEVISION DEMONSTRATION

1. On September 21, 1953, the Commission issued an order scheduling a color television demonstration in the above-entitled proceedings to be held in the New York City area on Thursday, October 15, 1953. Notice is hereby given that the forthcoming demonstration will be held on the above date in the Starlight Roof of the Hotel Waldorf-Astoria in New York City.

2. As noted in the Commission's previous order, the following schedule will be observed at the demonstrations:

11:30 to 12 noon: Explanatory remarks.
12 noon to 12:20 p. m.: National Broadcasting Company, Inc., will transmit color signals on Station WNBT in New York City of the following:

Motion indoor.
(1) Closeups, normal and rapid movements.

(2) Medium length shots, normal and rapid movements.

12:35 to 12:50 p. m.: A closed circuit color transmission employing coaxial cable and microwave facilities will be conducted repeating the program material set forth above.

1 to 1:15 p. m.: Columbia Broadcasting System, Inc., will transmit color signals by remote pickup on Station WCBS-TV in New York City of the following:

Motion outdoor—typical outdoor scenes.
1:25 to 1:45 p. m.: Allen B. DuMont Laboratories, Inc., will transmit color signals on UHF experimental station KE2XDR of the following:

Slides.
(1) Color test pattern.
(2) Selected slides of closeup and distant shots.

3. In the light of the space limitations arising from the accommodations required by the material to be used in the demonstration, the necessary presence of technicians to conduct the operations, and the attendance of the Commission and its staff and parties to the proceeding, the forthcoming demonstration will not be open to the public. Admission to the demonstration will be by ticket only.

Adopted: October 7, 1953.

Released: October 8, 1953.

By direction of the Commission.

[SEAL] Wm. P. MASSING,
Acting Secretary.

[F. R. Doc. 53-8703; Filed, Oct. 12, 1953;
8:50 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6514]

MOUNTAIN STATES POWER Co.**NOTICE OF SUPPLEMENTAL ORDER AUTHORIZING ISSUANCE OF SECURITIES**

OCTOBER 7, 1953.

Notice is hereby given that on October 7, 1953, the Federal Power Commission issued its order adopted October 6, 1953, authorizing issuance of securities in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-8697; Filed, Oct. 12, 1953;
8:49 a. m.]

[Docket No. E-6518]

KANSAS GAS AND ELECTRIC Co.**NOTICE OF ORDER AUTHORIZING ISSUANCE OF SECURITIES**

OCTOBER 7, 1953.

Notice is hereby given that on October 7, 1953, the Federal Power Commission issued its order adopted October 6, 1953, authorizing issuance of securities in the above-entitled matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-8698; Filed, Oct. 12, 1953;
8:49 a. m.]

[Docket No. G-2215]

EL PASO NATURAL GAS Co.**ORDER FIXING DATE OF HEARING**

On July 21, 1953, El Paso Natural Gas Company (Applicant) a Delaware corporation having its principal place of business in the Bassett Tower El Paso, Texas, filed an application, as amended August 21, 1953, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of approximately 1.5 miles of 1½-inch pipeline and other facilities, all in Coconino County, Arizona, to be connected to Applicant's San Juan pipe line, for the purpose of selling gas to Southern Union Gas Company for resale to the Fort Valley Experimental Station, all as more fully described in said application, as amended, on file with the Commission and open to public inspection.

Applicant has requested that its application be heard under the shortened procedure provided by § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, and no request to be heard, protest, or petition in opposition to the application has been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on August 8, 1953 (18 F. R. 4735).

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing be held on October 14, 1953, at 9:45 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however* That the Commission may, after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Adopted: October 6, 1953.

Issued: October 7, 1953.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 53-8696; Filed, Oct. 12, 1953;
8:49 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3075]

COLUMBIA GAS SYSTEM ET AL.**ORDER APPROVING CAPITAL CONTRIBUTION BY HOLDING COMPANY AND MERGER OF TWO SUBSIDIARIES**

OCTOBER 5, 1953.

In the matter of the Columbia Gas System, Inc., Cumberland and Allegheny Gas Company and the Manufacturers Light and Heat Company. File No. 70-3075.

Columbia Gas System, Inc. ("Columbia") a registered holding company, and its wholly owned public utility subsidiaries Cumberland and Allegheny Gas Company ("Cumberland") and the Manufacturers Light and Heat Company ("Manufacturers") having filed a joint application-declaration and amendments thereto pursuant to sections 9, 10, and 12 of the Public Utility Holding Company Act of 1935 ("the act") and Rules U-43, U-44, and U-45 thereunder, with respect to the following transactions:

Columbia presently owns all of the outstanding securities of Manufacturers and of Cumberland except for \$1,749,999.72 principal amount of non-interest bearing promissory notes of Cumberland which were issued in connection with the purchase of property, and which mature in equal monthly installments over a five year period beginning September 1951.

Manufacturers, a Pennsylvania corporation, is engaged in the production, purchase, storage, transmission and distribution of natural gas in the States of Pennsylvania, West Virginia, and Ohio.

Cumberland, a West Virginia Corporation, produces, purchases, transports and distributes gas in northern West Virginia and western Maryland.

The properties of Cumberland and Manufacturers are connected in four places, and Cumberland and Manufacturers have an exchange agreement under which Cumberland receives gas from Manufacturers for use in supplying the requirements of its customers. Both companies are supervised by the same executive officers and their general records are maintained by the same accounting department.

It is proposed to merge the operations and properties of Cumberland into Manufacturers in order to simplify the corporate structure of the system, the operations and accounting of the companies and bring about estimated savings in the cost of operations and inter-corporate accounting.

The merger is to be accomplished as follows:

(1) Columbia proposes to make a capital contribution to Cumberland by forgiving the latter's note indebtedness to it in the aggregate principal amount of \$5,850,864.22 thus increasing its investment in the common stock of Cumberland by a like amount, or to an aggregate amount of \$13,628,265.49. Cumberland will pay to Columbia accrued interest on said securities and cash dividends equal to its earned surplus accrued since September 30, 1946.

(2) Columbia will contribute to Manufacturers the outstanding shares of Cumberland's common stock, and will increase its investment in the common stock of Manufacturers by \$13,628,265.49, the amount of its then investment in Cumberland. Manufacturers will credit its capital surplus with a like amount.

(3) Manufacturers, as the then sole stockholder of Cumberland, will cause Cumberland to be liquidated and dissolved, taking over its assets and assuming its liabilities.

The acquisition by Manufacturers of the properties, facilities and franchises of Cumberland has been approved, to the extent of their respective jurisdictions, by orders of the Federal Power Commission, the Pennsylvania Public Utility Commission, the West Virginia Public Service Commission, and the Maryland Public Service Commission.

Due notice having been given of the filing of the joint application-declaration and a hearing not having been requested of or ordered by the Commission; and the Commission finding that the applicable provisions of the act and the rules promulgated thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that said application-declaration, as amended, be granted and permitted to become effective forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said application-declaration as amended be, and it hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 53-8636; Filed, Oct. 9, 1953;
8:45 a. m.]

ADOLF GOBEL, INC.

ORDER SUMMARILY SUSPENDING TRADING

In the matter of trading on the American Stock Exchange in the \$1.00 par value Common Stock of Adolf Gobel, Inc., File No. 1-3237.

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 7th day of October A. D. 1953.

The Commission by order adopted March 13, 1953, pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, having summarily suspended trading in the \$1.00 par value common stock of Adolf Gobel, Inc., on the American Stock Exchange for a period of ten days from that date, and subsequently having entered additional orders further suspending such trading in order to prevent fraudulent, deceptive or manipulative acts or practices; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on that Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C2-2 thereunder, for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange.

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that trading in said securities on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, effective at the opening of the trading session on said Exchange on October 8, 1953, for a period of ten days.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 53-8683; Filed, Oct. 12, 1953;
8:46 a. m.]

[File No. 30-153]

ARKANSAS FUEL OIL CORP.

ORDER DECLARING THAT APPLICANT HAS
CEASED TO BE A HOLDING COMPANY

OCTOBER 7, 1953.

Arkansas Fuel Oil Corporation ("Ark-Fuel") formerly Arkansas Natural Gas Corporation, a registered holding company and a subsidiary company of Cities Service Company, likewise a registered holding company, has filed an application under section 5 (d) of the Public Utility Holding Company Act of 1935 ("act"), requesting the Commission to

declare by order that Ark-Fuel has ceased to be a holding company.

Prior to the consummation of an Amended Plan of Arkansas Natural Gas Corporation pursuant to section 11 (e) of that act and the merger on April 17, 1953, of Arkansas Fuel Oil Company, a wholly owned subsidiary, into Arkansas Natural Gas Corporation, applicant herein was known as Arkansas Natural Gas Corporation and as such filed with the Commission on April 22, 1938, Notification of Registration under section 5 (a) of the act. Its only utility subsidiary was Arkansas Louisiana Gas Company.

By order dated October 1, 1952, the Commission approved an Amended Plan for Simplification of the Corporate Structure of Arkansas Natural Gas Corporation ("Plan") and by order dated January 29, 1953, the Plan was approved and ordered enforced by the United States District Court for the District of Delaware. Pursuant to the provisions of the Plan and said order of Court, March 30, 1953, was fixed as the effective date of the Plan. Thereafter Ark-Fuel and Cities Service Company ("Cities") having applied to the Commission and the Court for approval of a modification and clarification of the Plan which, by orders dated June 16, 1953, was approved by the Commission and the Court; and Ark-Fuel and Cities having applied to the Commission for approval of an amendment to the Plan, and the Commission, by memorandum opinion and order dated July 22, 1953, having approved the Plan as amended, the Court by supplemental order dated July 29, 1953, approved and directed enforcement and consummation of the Plan as amended.

The transactions proposed and provided for in the Plan as amended, including the distribution of the outstanding common stock of Arkansas Louisiana Gas Company to the holders of Common and Class A Common Stock of Arkansas Natural Gas Corporation (other than distribution of a small number of shares to unlocated stockholders) have been carried out in accordance with the terms and conditions of the Plan as amended.

In requesting the entry of an order, pursuant to section 5 (d) of the act, declaring that it has ceased to be a holding company Ark-Fuel has agreed and consented that any such order shall be without prejudice to the jurisdiction reserved by the Commission's order dated October 1, 1952 (File Nos. 54-186, 59-93 and 70-1804) to the extent that the matters specified therein have not theretofore been disposed of.

The Commission having issued a Notice of Filing on September 9, 1953, with respect to said application, said notice having stated that any interested person might, not later than September 25, 1953, request the Commission in writing that a hearing be held on such matter, and the Commission not having received a request for hearing with respect to said application within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon:

The Commission finds that Ark-Fuel has ceased to be a holding company, that it is necessary for the protection of in-

vestors that the Commission retain jurisdiction over Ark-Fuel to the same extent as though it were still in all respects a registered holding company in respect of the matters over which jurisdiction was reserved in the Commission's order dated October 1, 1952 (File Nos. 54-186, 59-93 and 70-1804) to the extent that the matters specified therein have not heretofore been disposed of, and that except for such retained jurisdiction the registration of Ark-Fuel as a holding company should cease to be in effect.

It is therefore ordered, Pursuant to the provisions of section 5 (d) of the act that Ark-Fuel has ceased to be a holding company and that, subject to the condition prescribed below, the registration of Ark-Fuel as a holding company shall cease to be in effect: *Provided, however* That this order shall be subject to the condition, which is prescribed as necessary for the protection of investors, that the Commission shall retain jurisdiction over Ark-Fuel in respect of any further proceedings, investigations or orders which the Commission may deem necessary or appropriate pursuant to the reservation of jurisdiction contained in the Commission's order of October 1, 1952 (File Nos. 54-186, 59-93 and 70-1804) in the same manner and to the same extent as though Ark-Fuel were in all respects a registered holding company.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 53-8685; Filed, Oct. 12, 1953;
8:46 a. m.]

[File Nos. 54-186, 59-93, 70-1804]

ARKANSAS NATURAL GAS CORP. ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION OVER CERTAIN FEES AND EXPENSES

OCTOBER 7, 1953.

In the matter of Arkansas Natural Gas Corporation, Cities Service Company, File No. 54-186; Arkansas Natural Gas Corporation and its subsidiaries and Cities Service Company, respondents, File Nos. 59-93, 70-1804.

On October 1, 1952, the Commission issued its findings and opinion and order approving, pursuant to section 11 (e) of the act, an Amended Plan for the simplification of the corporate structure of Arkansas Natural Gas Corporation ("Arknat"), a registered holding company and a subsidiary of Cities Service Company, also a registered holding company. Said plan provided, among other things, for the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by Arkansas Fuel Oil Corporation ("Arkfuel"), successor in merger to Arknat, of \$23,000,000 principal amount of twenty-year — percent Debentures ("Debentures") less such amount of Debentures as might be required for exchange for Arknat's outstanding preferred stock under an exchange offer contained in the plan. On June 2, 1953, pursuant to a supplemental order issued by the Commission on May 4, 1953, Arkfuel offered for com-

petitive bidding \$22,520,000 principal amount of Debentures, but received no bids. By order dated June 16, 1953, the Commission granted Arkfuel authority to issue and sell to banks \$23,-000,000 principal amount of 60-day notes, and by order dated July 22, 1953, granted Arkfuel authority to refund said 60-day notes by the issuance and sale of an equal principal amount of 10-year serial notes to banks.

The Commission, in its order of October 1, 1952, approving the plan, having reserved jurisdiction with respect to all fees and expenses incurred in connection with the plan and transactions incident thereto; and

Arkfuel having filed an application requesting that the Commission release jurisdiction with respect to fees and expenses incurred in connection with the above-described financing by Arkfuel (except fees and expenses of counsel to Arkfuel, which the company states will be included in a subsequent application for approval of fees and expenses incurred in connection with the section 11 (e) plan) said fees and expenses being as follows:

DEBENTURE OFFERING	
Sullivan & Cromwell; counsel for prospective purchasers of the debentures	\$12,000.00
The Hanover Bank, trustee, counsel fee	1,000.00
Arthur Young & Co., independent public accountants	18,500.00
De Golyer & MacNaughton, engineers	1,250.00
Printing	20,211.85
Miscellaneous	884.92
	53,846.77
BANK LOANS	
Davis Polk Wardwell Sunderland & Kiehl, counsel for banks	5,000.00
Printing and miscellaneous expenses	982.18
	5,982.18

It appearing that said fees and expenses are not unreasonable;
It is ordered, That the jurisdiction heretofore reserved over fees and expenses (other than fees and expenses of counsel to Arkfuel) insofar as the same relates to the above-described financing by Arkfuel be, and the same hereby is, released.

It is further ordered, That all other reservations of jurisdiction herein, not hereby or heretofore released, shall be continued.

By the Commission.
[SEAL] ORVAL L. DuBOIS,
Secretary.
[F. R. Doc. 53-8682; Filed, Oct. 12, 1953; 8:46 a. m.]

[File No. 70-3130]
MISSISSIPPI POWER CO.
SUPPLEMENTAL ORDER REGARDING SALE OF PRINCIPAL AMOUNT OF BONDS
OCTOBER 7, 1953.
The Commission by order dated September 23, 1953, having permitted to

become effective the declaration, as amended, of Mississippi Power Company ("Mississippi") a public utility subsidiary of The Southern Company, a registered holding company, with respect to, among other things, the issuance and sale by Mississippi of \$4,000,000 principal amount of First Mortgage Bonds, ---- Percent Series due 1983, subject to reservations of jurisdiction with respect to the results of competitive bidding under Rule U-50, and the fees and expenses incurred in connection with said transactions; and

A further amendment having been filed on October 7, 1953, setting forth the action taken by Mississippi to comply with the requirements of Rule U-50 and stating that pursuant to the invitations for competitive bids, the following bids for the Bonds have been received:

Name of representative(s)	Annual interest rate (per cent)	Price to Mississippi	Cost to Mississippi
Merrill Lynch, Pierce, Fenner & Beane	3 3/4	100.645	3.7142
Lehman Bros.	3 3/4	100.50	3.7222
Kidder, Peabody & Co.	3 3/4	100.319	3.7322
Halsey, Stuart & Co., Inc.	3 3/4	100.29	3.7339
Union Securities Corp.	3 3/4	100.144	3.7420
Equitable Securities Corp. and Drexel & Co.			
Blair, Rollins & Co., Inc.	3 3/4	101.578	3.7865

Said amendment to the declaration also setting forth that Mississippi has accepted the bid of Merrill Lynch, Pierce, Fenner & Beane, for the Bonds as shown above, and that said Bonds will be reoffered to the public at a price of 101.265 percent of the principal amount thereof, resulting in a gross underwriting spread of 0.62 percent of the principal amount thereof or an aggregate of \$24,800; and

Said amendment further stating that fees and expenses payable by Mississippi are estimated at \$46,112 which includes a fee of \$5,500 plus estimated expenses of \$200 to Winthrop, Stimson, Putnam & Roberts, counsel for Mississippi, an estimated fee of \$6,000 to Southern Services, Inc., for performing miscellaneous services in connection with the financing and an estimated fee of \$4,590 plus expenses of \$910 to Arthur Andersen & Co. for accounting services and that the fee of Reid & Priest payable by the successful bidders for services as counsel to the underwriters is \$3,500; and

The Commission having examined said amendment, and having considered the record herein, and finding no reason for the imposition of terms and conditions with respect to the terms of competitive bidding for said Bonds, and that the fees and expenses incurred and to be incurred are not unreasonable:

It is ordered, That jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said Bonds under Rule U-50 and with respect to fees and expenses be, and the same hereby is, released, and that said declaration, as amended, be and the same hereby is, permitted to become effective forthwith,

subject to the terms and conditions prescribed in Rule U-24.
By the Commission.
[SEAL] ORVAL L. DuBOIS,
Secretary.
[F. R. Doc. 53-8684; Filed, Oct. 12, 1953; 8:46 a. m.]

INTERSTATE COMMERCE COMMISSION
[4th Sec. Application 28529]
STEEL DRUMS FROM BIRMINGHAM, ALA., TO OAKDALE, LA.
APPLICATION FOR RELIEF

OCTOBER 7, 1953.
The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.
Filed by F C. Kratzmeir, Agent, for carriers parties to schedule listed below.
Commodities involved: Drums, sheet steel, carloads.
From: Birmingham, Ala.
To: Oakdale, La.

Grounds for relief: Competition with rail carriers, circuitous routes, competition with motor carriers.
Schedules filed containing proposed rates; F C. Kratzmeir, Agent, tariff I. C. C. No. 3932, supp. 92.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.
[SEAL] GEORGE W. LAIRD,
Acting Secretary.
[F. R. Doc. 53-8644; Filed, Oct. 9, 1953; 8:47 a. m.]

[4th Sec. Application 28530]
CRUDE RUBBER FROM LOUISIANA AND TEXAS TO TULSA, OKLA.
APPLICATION FOR RELIEF

OCTOBER 7, 1953.
The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.
Filed by F C. Kratzmeir, Agent, for carriers parties to schedules listed below.
Commodities involved: Rubber, artificial, synthetic, or neoprene, carloads.

From: Points in Texas and Louisiana.
To: Tulsa, Okla.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply rates constructed on the basis of the short-line distance formula, additional destination.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, tariff I. C. C. No. 4025, supp. 29; F. C. Kratzmeir, Agent, tariff I. C. C. No. 4055, supp. 4.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-8651; Filed, Oct. 9, 1953;
8:48 a. m.]

[4th Sec. Application 28537]

SULPHURIC ACID FROM BATON ROUGE, LA.,
TO DOCTORTOWN, GA.

APPLICATION FOR RELIEF

OCTOBER 7, 1953.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Sulphuric acid, in tank-car loads.

From: Baton Rouge, La.

To: Doctortown, Ga.

Grounds for relief: Competition with rail carriers, circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, tariff I. C. C. No. 1357, supp. 17.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

tion of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-8652; Filed, Oct. 9, 1953;
8:48 a. m.]

ORGANIZATION AND ASSIGNMENT OF WORK

MISCELLANEOUS AMENDMENTS

At a general session of the Interstate Commerce Commission held at its office in Washington, D. C., on the 1st day of October A. D. 1953.

Section 17 of the Interstate Commerce Act, as amended (49 U. S. C. 17) particularly paragraph (2) thereof, and other provisions of the law being under consideration, and with a view to providing for the elimination from the assignment of work to Division 5 of certain matters arising under sections 206, 207, and 208, relating to applications for certificates of public convenience and necessity, section 209, relating to permits, section 210, relating to dual operations, section 210a (a) relating to applications for temporary authority, section 211, relating to brokerage licenses, section 212 (a) relating to suspension, change, and revocation of certificates, permits, and brokerage licenses, and section 212 (b), relating to transfer of certificates or permits; providing for the delegation of authority to a board of employees; and providing further for the designation of Division 5 as an appellate division to consider applications for hearing, reargument, or reconsideration of orders and requirements of a board under the above-enumerated provisions of the act, the decisions of such appellate division to be administratively final and not subject to review by the Commission, the following order, amending and supplementing the order of June 8, 1942, as amended, Organization of Divisions and Assignment of Work, Business, and Functions, is adopted:

It is ordered, That the order of June 8, 1942, as amended, be further amended by:

(1) Changing the assignment of work to Division 5 so as to amend the paragraphs referring to sections 206, 207, and 208, relating to certificates of public convenience and necessity, section 209, relating to permits, and section 210, relating to dual operations, by deleting the period at the end of each paragraph and adding the following: "except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing."

(2) Changing the assignment of work to Division 5 by adding the following:

Section 211, relating to brokerage licenses, except determination of whether applications should be dismissed at the request of applicants in proceedings which have not involved the taking of testimony at a public hearing.

(3) Changing the assignment of work to Division 5 so as to amend the paragraph referring to section 212 (a) relating to suspension, change, and revocation of certificates, permits, and licenses, by deleting the period after "licenses" and adding the following: "except determination of uncontested motor carrier revocation proceedings which have not involved the taking of testimony at a public hearing."

(4) Changing the assignment of work to Division 5 by adding the following:

Section 212 (b), relating to transfer of certificates or permits, except determination of applications which have not involved the taking of testimony at a public hearing.

(5) In the section *Assignment of work, business, and functions to individual members of the Commission under section 17 (2)* deleting the following assignments to individual Commissioners:

(a) Applications for temporary authority for service by common or contract carriers by motor vehicle under section 210a (a)

(b) Applications for transfer of certificates or permits of carriers by motor vehicle under section 212 (b).

(6) Adding the following new provisions to *Assignments to Board*.

Motor Carrier Board. (a) In applications under sections 206, 207, 208, 209, 210, and 211, which have not involved the taking of testimony at a public hearing, determination of whether applications should be dismissed at the request of applicants.

(b) Section 210a (a) relating to applications for temporary authority for service by common or contract carriers by motor vehicle.

(c) Determination of uncontested motor carrier revocation proceedings under section 212 (a) which have not involved the taking of testimony at a public hearing.

(d) Determination of applications under section 212 (b) relating to transfer of certificates or permits, which have not involved the taking of testimony at a public hearing.

Any matter referred to the board which is assigned for the taking of testimony at a public hearing shall be carried to a conclusion in accordance with the established practices and assignment of work of the Commission.

The board may certify to Division 5 any matter which in its judgment should be passed on by that Division or the Commission.

(7) In the section *Rehearings and further proceedings*,

(a) In the first paragraph, deleting the words "or Fourth Section Board" and substituting: "Fourth Section Board, or Motor Carrier Board"

(b) In the second paragraph, deleting the words "Except in applications or petitions under sections 210a (a) and 212 (b), which are especially provided for in succeeding paragraphs," and substituting: "Except in matters assigned to the Motor Carrier Board, and" Deleting the words "the third" and substituting "a" in line 8 of the second paragraph.

(c) Deleting the third and fourth paragraphs.

(d) Adding at the end of the section the following paragraph:

Division 5 is hereby designated as an appellate division to which applications or petitions for reconsideration or review of any order, action, or requirement of the Motor Carrier Board shall be assigned or referred for disposition and the decisions or orders of the appellate division shall be administratively final and not subject to review by the Commission.

And it is further ordered, That the foregoing amendments shall become effective November 16, 1953.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-8688; Filed, Oct. 12, 1953;
8:47 a. m.]

ORGANIZATION AND ASSIGNMENT OF WORK MOTOR CARRIER BOARD

OCTOBER 8, 1953.

The Interstate Commerce Commission announces the following changes in its organization.

Effective November 16, 1953, a Motor Carrier Board is to be created under section 17 (2) of the Interstate Commerce Act, with power to act initially (1) on requests by applicants to dismiss applications under sections 206, 207, 208, 209, 210, and 211 in proceedings which have not involved the taking of testimony at a public hearing, (2) on applications under section 210a (a) for temporary authority for service by common or contract carriers by motor vehicle, (3) in uncontested motor carrier revocation proceedings under section 212 (a) which have not involved the taking of testimony at a public hearing, and (4) on applications under section 212 (b) relating to transfer of certificates or permits which have not involved the taking of testimony at a public hearing.

The action has been taken after consideration of suggestions emanating from practitioners, from legislators, and from others, in order to relieve members of the Commission of as much detail as possible. In addition to the reservations specifically set out in the Commission's order delegating this power, the Board is given authority, when it deems it advisable, to certify any matter to Division 5 for decision. Division 5, in respect of all initial actions by this Board, will serve as an appellate division of the Commission.

Certain administrative changes have been necessary which are effectuated through regular minute entries and are not a part of the order of delegation. In substance, these administrative changes require that the Motor Carrier Board shall consist of three members, including a chairman; and that the members of said Board shall be employees whose classifications are such that they fall within the classes of eligi-

ble employees specifically designated in section 17 (2) of the Interstate Commerce Act.

[SEAL]

GEORGE W. LAIRD,
Acting Secretary.

[F. R. Doc. 53-8719; Filed, Oct. 12, 1953;
8:51 a. m.]

[Rev. S. O. 562, Taylor's L. C. C. Order 29]

SAINT PAUL UNION DEPOT CO.

REROUTING OR DIVERSION OF TRAFFIC

In the opinion of Charles W Taylor, Agent, the Saint Paul Union Depot Company, account work stoppage, is unable to transport traffic routed over its line: It is ordered, That:

(a) Rerouting traffic: The Saint Paul Union Depot Company being unable to transport traffic routed over its line, because of work stoppage, and its connections, are hereby authorized to divert or reroute such traffic over any available route to expedite the movement, regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroads desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective 12:01 a. m., October 7, 1953.

(g) Expiration date: This order shall expire at 11:59 p. m., October 22, 1953, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Divi-

sion, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., October 7, 1953.

INTERSTATE COMMERCE
COMMISSION,
CHARLES W TAYLOR,
Agent.

[F. R. Doc. 53-8689; Filed, Oct. 12, 1953;
8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

ADELINA CORPOLONGO IN MARTIN

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Adelina Corpolongo in Martin, Buenos Aires, Argentina; Claim No. 40242; \$7,087.12 in the Treasury of the United States.

Executed at Washington, D. C., on October 6, 1953.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 53-8700; Filed, Oct. 12, 1953;
8:49 a. m.]

ANTONINO DOVI ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Antonino Dovi, Claim No. 39904; Paolina Dovi, Claim No. 39905; Arcangelo Dovi, Claim No. 39907; Francesca Ambrogia Dovi, Claim No. 39908; Mattea Pasqua Dovi, Claim No. 39909; Antonio Lazzaro Dovi, Claim No. 39910; all of Patti, Province of Messina, Italy; The following cash amounts in the Treasury of the United States: \$100.00 to Antonino Dovi, \$100.00 to Paolina Dovi, \$100.00 to Arcangelo Dovi, Francesca Ambrogia Dovi, Mattea Pasqua Dovi and Antonio Lazzaro Dovi, one-fourth thereof to each claimant.

Executed at Washington, D. C., on October 6, 1953.

For the Attorney General. ¹

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 53-8701; Filed, Oct. 12, 1953;
8:50 a. m.]

IRENE JOHANNA HOHNE FORSTER

NOTICE OF INTENTION TO RETURN VESTED
PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days

from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Irene Johanna Hohne Forster, Ney, St. Goar, Germany; Claim No. 42447; \$82,022.43 in the Treasury of the United States.

Mortgage Participation Certificate No. 12408, issued by The Hanover Bank & Trust Co., New York City, covering premises 92 Washington Street, New York City; presently in custody of Collection and Custody Section, Office of Alien Property, Washington, D. C.

Claim against New York Title & Mortgage Co., New York City, re Certificate No. 12407 on premises 313-15 West 99th Street, New York City (share therein 27.80/19163.31).

An undivided one-half share of Mortgage Participation Certificate No. 12404, issued by The Hanover Bank & Trust Co., New York City, covering premises 92 Washington Street, New York City; presently in custody of Collection and Custody Section, Office of Alien Property, Washington, D. C.

An undivided one-half part of claim against New York Title & Mortgage Co., New York City, re Certificate No. 12405 on premises 313-15 West 99th Street, New York City (share therein 28.01/19163.31).

Executed at Washington, D. C., on October 6, 1953.

For the Attorney General.

[SEAL] DALLAS S. TOWNSEND,
Assistant Attorney General,
Director Office of Alien Property.

[F. R. Doc. 53-8702; Filed, Oct. 12, 1953;
8:50 a. m.]

